

2007
Fox, M. J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ALPHAMEDICA, INC.,

Plaintiff,

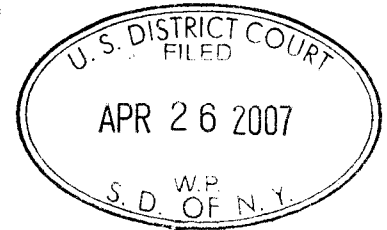
07 Civ. 2552 (WP4)(MDF)

- against -

STIPULATION

MICHAEL K. FAUST,

Defendant.
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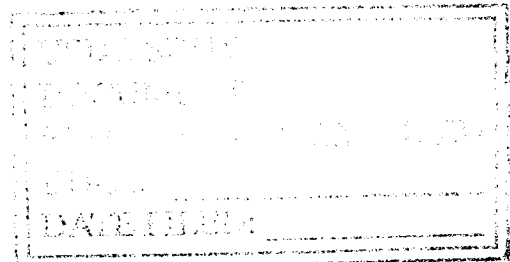
IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto by their undersigned attorneys as follows:

1. Pursuant to a telephonic conference between counsel for the parties and the Court on April 13, 2007, this action is stayed pending resolution of an action pending in the Court of Chancery of the State of Delaware in and for New Castle County, entitled *Faust v. Alphamedica Inc.*, et al., Civil Action No. 2853-VCS (the "Delaware Action").

2. Faust's papers in response to Alphamedica's motion for a preliminary injunction, which were served on April 2, 2007, will not be filed (except for the Notice of Motion which was electronically filed on April 18, 2007) unless and until the stay is lifted.

3. AlphaMedica's reply papers in further support of its motion for a preliminary injunction, which were otherwise due on April 16, 2007, need not be served or filed unless and until the stay is lifted and a briefing schedule is developed by the parties, or otherwise directed by this Court.

4. The ex-parte temporary restraining order issued in this case by Supreme Court of the State of New York, County of Westchester before the case was removed to this Court is dissolved upon entry of a *status quo order* by the Court in the Delaware Action.



Dated: New York, New York
April 24, 2007

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Attorneys for Plaintiff AlphaMedica Inc.

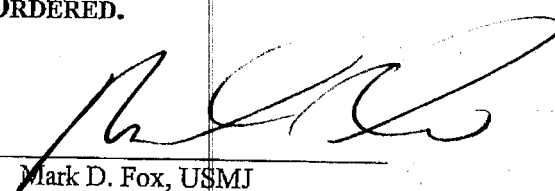
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Attorneys for Defendant Michael K. Faust

SO ORDERED.


Mark D. Fox, USMJ

MARK D. FOX
United States Magistrate Judge
Southern District of New York

dated

4/26/07